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D.B. CIVIL SPECIAL APPEAL NO.702/2006.
[Mahadev Vs. Lt. Smt. Badami & Anr.]
DATED : 01.03.2007

HON'BLE MR. RAJESH BALIA, J.
HON'BLE MR. CHATRA RAM JAT, J.

Mrs.Kausar Parveen for the appellant

Heard learned counsel for the appellant.

This is a defendant's appeal. A writ petition was preferred against the interlocutory order about the refusal to take voters list on record. In Civil Appeal No.65/2004 in a suit filed in the Year 1996 the learned Single Judge has not interfered with the interlocutory order passed by the learned First Appellate Court. Hence this appeal.

We are of the opinion that this is nothing but to prolong the litigation by the defendant. Moreover, the matter being about an interlocutory order, where a document was sought to be pressed into service at the appellate stage without showing its relevance, no interference is called for on merit.

Accordingly, the appeal having no force is, therefore, dismissed.

[CHATRA RAM JAT]J.

[RAJESH BALIA], J.